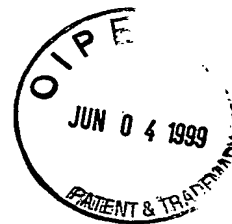


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :
Günter BAUR ET AL. : Group Art Unit: 2871
Serial No.: 08/627,386 : Examiner: K. Parker
Filed: April 4, 1996 :
For: ELECTROOPTICAL LIQUID CRYSTAL SWITCHING ELEMENT



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TERMINAL DISCLAIMER

Assistant Commissioner for Patents
Washington, D.C. 20231

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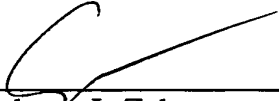
Merck Patent Gesellschaft Mit Beschränkter Haftung, Darmstadt, Germany, assignee of the entire right, title and interest in and to the above-identified application, U. S. Serial Number 08/627,386 of April 4, 1996, and U.S. Patents 5,576,867, 5,841,498 and 5,841,499, by virtue of assignment documents recorded on August 10, 1992 (Reel 6231, Frames 0965-0967) and on March 1, 1996 (Reel 7851; Frame 0523), hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 of prior Patent No. 5,576,867. The assignee hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that it, and U.S. Patent Nos. 5,576,867, 5,841,498 and 5,841,499, are commonly owned. This assignment runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

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disclaimed under 37 C.F.R. 1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term.

The undersigned is an attorney of record.

Respectfully submitted,



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Filed: June 4, 1999

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